

**ONE HUNDRED AND THIRD LEGISLATIVE DAY
FRIDAY, APRIL 18, 2003**

/s/ Governor
BEN YSURSA
Secretary of State

House of Representatives

The House convened at 8 a.m., the Speaker in the Chair.

Roll call showed 62 members present.

Absent and excused -- Barrett, Bauer, Clark, McGeachin, Mitchell, Naccarato, Roberts, Sali. Total -- 8.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Chaplain Jim Hardenbrook.

Approval of Journal

April 18, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the One Hundred and Third Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that Shirley Ringo, State Representative, District 6, House Seat B, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated Stephen Cooke, of Moscow, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, DIRK A. KEMPTHORNE, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint Stephen Cooke, Acting State Representative, District 6, House Seat B, State of Idaho, for a term commencing on April 18, 2003, and continuing until the incumbent shall resume the performance of the duties or a vacancy occurs in such office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 15th day of April in the year of our Lord two thousand and three, and of the Independence of the United States of America, the two hundred and twenty-seventh year.

/s/ DIRK A. KEMPTHORNE

The Certificate of Appointment was ordered filed in the Office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Mr. Cooke.

April 17, 2003

Mr. Speaker:

I transmit herewith enrolled **S 1164** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1164** and, when so signed, ordered it returned to the Senate.

April 17, 2003

Mr. Speaker:

I transmit herewith **S 1181, S 1182, S 1183, S 1184, S 1185, and S 1186** which have passed the Senate.

WOOD, Secretary

S 1181, S 1182, S 1183, S 1184, S 1185, and S 1186 were filed for first reading.

Report of Standing Committees

April 18, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 423**.

FIELD(18), Chairman

H 423 was referred to the Revenue and Taxation Committee.

April 18, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 22, H 400**, as amended in the Senate, and **H 374**, as amended in the Senate.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **HCR 22, H 400**, as amended in the Senate, and **H 374**, as amended in the Senate, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 18, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 391, H 392, H 386**, as amended, and **H 395** to the Governor at 11:15 a.m., as of this date, April 17, 2003.

FIELD(18), Chairman

April 17, 2003

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 421** and report it back with amendments attached to be placed on General Orders for consideration.

CROW, Chairman

H 421 was placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

S 1181, S 1182, S 1183, S 1184, S 1185, and S 1186, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

HCR 31 and **HJM 12**, by Ways and Means Committee, were read the second time by title and filed for third reading.

H 422, by Appropriations Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Denney asked unanimous consent that **H 418** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 418 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Meyer to open debate.

The question being, "Shall **H 418** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford(Larsen), Campbell, Cannon, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Langhorst, Martinez, Meyer, Miller, Nielsen, Ridinger, Ring(Roberge), Ringo(Cooke), Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24)(Frost), Smylie, Snodgrass, Tilman, Trail(Young), Wills, Mr. Speaker. Total -- 53.

NAYS -- Collins, Kulczyk, Lake, Langford, McKague, Moyle, Raybould, Schaefer, Wood. Total -- 9.

Absent and excused -- Barrett, Bauer, Clark, McGeachin, Mitchell, Naccarato, Roberts, Stevenson. Total -- 8.

Paired Vote:

AYE -- Sali. NAY -- Kulczyk.

(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared **H 418** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that **H 419** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 419 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Robison to open debate.

The question being, "Shall **H 419** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford(Larsen), Campbell, Cannon, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Henbest, Jaquet, Jones, Kellogg, Lake, Langford, Langhorst, Martinez, Meyer, Miller, Nielsen, Ridinger, Ring(Roberge), Ringo(Cooke), Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24)(Frost), Smylie, Snodgrass, Stevenson, Tilman, Trail(Young), Wills, Mr. Speaker. Total -- 57.

NAYS -- Harwood, Kulczyk, McKague, Moyle, Raybould. Total -- 5.

Absent and excused -- Barrett, Bauer, Clark, McGeachin, Mitchell, Naccarato, Roberts, Wood. Total -- 8.

Paired Vote:

AYE -- Sali. NAY -- Kulczyk.

(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared **H 419** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, April 21, 2003. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:45 a.m., Monday, April 21, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at

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8:35 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk